Previous References

1940 (Proc)

~~Proceedings~~ I. R. 160-09-1-7.

I. R 26-21.9, 15, 27, 28, 32-35, 36-40, and 43.

Later References.

Proceedings 3 44-42. 1-2 ~~proceedings~~

File No. 237-40

Serial Nos. 1-3.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 3.

Part B for February 1941.

SUBJECT.

Interest on an endowment belonging to the Sivachar Trust at Sathengadahalli, Channarayapatna Taluk.

G. O. No 1994-7 dated 21. 1. 1941.

To Proceedings of Commissioner
" Secretariat
WD 0578—GPB—22,500—12-9-39
" Revenue Commissioner
" Dy. Comm., Hassan.

Sanctions to interest.

GENERAL AND REVENUE SECRETARIAT.

(Mug)

NOTES. File No. 237-40

FILE HEADING.

Interest on the endowment belonging to the Sivachar Mutt, Changadahalli, Manjarabad Tk.

FROM

The Mysore Commissioner

No. C-2/40-41 Dated 28-12-40 Received 3-1-41

Diary No. 992	Encls. 1/61	Spare copies -	Serial No. 1

BRIEF ABSTRACT OF LETTER

Recommends sanction to the prayer of Sri Channaveeraswami of Sivachar Mutt at Changadahalli Manjarabad Tk, for payment of the entire ~~deposit~~ interest on the deposit of Rs 2000 made by the previous Swami

NOTES AND ORDERS.

1) Subd. In 1890, one Sri Channaveeraswami of the Sivachar Mutt of Changadihalli, Manjarabad Tk, deposited a sum of Rs 2000 with the object of utilising the interest accruing annually therefrom towards the land tax payable on the wet, dry & garden lands belonging to the Mutt. Govt in their order no 6151-2/176 of 28-8-1890 accepted

H C B+J

NOTES—First Sheet

WD 077 —GPB—5,000—11-9-40

Interest on the endowment
Sivachar Mutt, Changadiahalli,

2)

File No. Mlg 237 of 1940.

on Secretariat

the amount & directed that it might be invested in the Govt of India securities in the name of the Dy Comr, Hassan, (for the time being) who as the trustee on behalf of the priest of the Mutt, should draw the interest annually & appropriate the same towards the payment of the assessment due to Govt, the surplus if any, being carried to the credit of the same fund to meet any future revision of assessment. But the interest was not being regularly drawn & the Mutt was being put to inconvenience & loss owing to the demands for land revenue. On the representation one Basappadesai of the Mutt, Govt addressed in no. R. 7263 / LR 160-09-3 of 26.1.1916 that the arrears of land revenue, outstanding should be adjusted at once & that the interest on the amount should be utilised solely for the payment of assessment on lands held by the Mutt at the time of the deposit of Rs 2000, the excess, if any, being invested & included in the corpus of the fund to meet any future increased demand of assessment consequent on resettlement. It was definitely directed therein that no portion of the interest should be adjusted towards the assessment of other lands that might hereafter

Serial No.

since the payment the deposit

~~Since~~ come into the possession of the Mutt) or towards other charges such as value of new lands taken on dastkhat, amaroyi etc.

2) Therefore there seem to have been a number of representations to the Lib Dn officers of Nanjanagud & appeals to the Dy Comr, Mysore &c, for the payment of the entire interest to the swamy of the Mutt but they were invariably rejected, the last of the kind being the Dy Comr's endorsement No L. Dis C.3395-35-9 30.7.1936.

3) On this the present swamy (Sri Channadesikaswamy) of Chanjadahalli Swachar mutt ~~has~~ appealed to the Mysore Commissioner praying that the G.O. of 26.1.1916 be cancelled so that all the lands in possession of the Mutt, originally held & subsequently acquired, be taken into considera tion for adjusting the interest towards the land revenue, ~~& that~~ the balance being paid to the Mutt authorities.

(ii) the amount so far accrued be added on permanently to the corpus of the fund so that the interest thereon may be used for ~~the~~ meeting the assessment

(iii) the surplus of the interest after ~~deducted~~ deducting the land revenue should be

NOTE—Contn. Sheet.

Interest on the endowment
the Sivachar Mutt, Channadahalli,

File No. MMG 237 of 1940. | General and Revenue Secretariat

Serial No.

to the Swami, who would make good deficiency if any, at any time. The Swami also adds that the Mutt building is in a dilapidated condition requiring urgent renovations at a cost of about Rs 500/-. He also states that an amount of the interest amount of some year after year & the land tax paid thereform has not been furnished to him. Why the same has not been done in spite of the Court orders in the matter is not clear. It is seen from the Mysore Chronicle dated 4.10.1909, that accounts had been given for about 15 years.

4) The Mysore Commissioner recommends as a special case that (1) as the Mutt has not sufficient funds to meet the Nityakatle & Utsavakatle services therein, the Court dues on all the lands of the mutt including the lands subsequently acquired be adjusted out of the interest on the deposit & the balance be paid to the Swami & (2) that the balance now remaining to the credit of the Mutt may also be paid for effecting repairs to the Mutt building. A

5) The net annual realisation by way of interest on deposits is stated to be Rs 68 & the annual land tax on the land held at the time of the deposit is Rs 32, Deducting the same Rs 36 is stated to have been added annually to main fund. The total amount so added on at the credit of the Mutt is reported to be Rs 606-5-9 & the arrear of land revenue payable by the Mutt for 1939-40 for the lands

belongs to the
Mutt, Changodahalli, Manjarabad Tk (5
D.992\1026

Land Revenue Secretariat | File No. Mng 237 of 1940. | [App. F. III-2

Serial No.

lands subsequently acquired is Rs 145-15-6.

6) The recommendation of the Deputy Commissioner is for orders. Kind reference is in this connection invited to this ~~office~~ fo. no R.5988-90/LR 26-26-43 dt 26.3.27 & the order of the Inamdar (Mr K. Chandy) at para 41 of the notes in the file.

7) Another representation presented by the Second Inamdar on 7/1/41 with a request to put up references is placed below,

9/1/41 8) This institution is Senchatra Inam same as the one in Hrs 5 & 6 of the Inam Regr of lands in the Tk. Grs 26-27 of the Chy form the subject matter of the Inam. Suit which the Manjarabad lands have been endowed for its support. In addition to these, the Suit. objects to the enjoying Kuhan Birah lands &c. - In the year 1890 the interest on the deposit of the Money made by the Devisors for purchase of the land has served for payment of Kandayam -- of lands of the Suit that were in existence during 1890. Hence the interest should increased for payment of Kandayam on lands since purchased (Kaomi) for temporary the Mutt acts rather very hard in the preceding Mahasthabhis.

A (on previous half.)

H. M

D. 1026. (P.W.D. II)

A 1
A 2
el (O.S.N.)43 - 5-28
Wet - - -29 8-0
Wet - 30 (Part) 7-22
Total 21-11

NOTE—Contn. Shee

b) Interest on the Mutt, Chengadichalle 99

File No. 234 of 1940. General Secretaria

Serial No.

1) In this view of the case the recommend of the M C is for doing —

2) 10/11/41

(I) The Mangrai Commissioner be requested sanction to the following proposals

(II) That the interest on the endowment may be permitted & withdrawn for payment of Kandanayam on all lands of the Mutt now or hereafter, on the lands which the Mutt possessed in 1890 &

(2) That the balance which has accumulated may be given to the Swami for repairing the Mutt building which is said to be in a dilapidated condition.

11) As regards the first point, the matter came up before Govt in 1916 & 1925 & on both the occasions the view was held that having regard to the terms of the original endowment, the interest should be applied only towards payment of the Kandanayam of the lands held in 1890. This seems to be too restricted an interpretation of the original order & the restriction may perhaps be relaxed and the requirements of the Swami considered

Yes
KA
21.1

Copy to Secretary
O/M. Manjarabad Th

and Revenue Secretariat | File No. Mis 237 of 1940. | [App. F III-2

Serial No.

1) The Second request is hereby noted in order & has to be negatived. But as it is represented that the financial condition of the North is bad & the building is in a dilapidated condition, & some concession may perhaps be shown and a moiety of the amount granted for the purpose, the local officers seeking to see that the amount is adopted for the purpose

2) The S.D.O. Sandy

Sd 15/1/1941

2nd Member)

Sd 16/1/41

This is as a Special case

21/1

3) How much is this? It may be paid after the work is done & it is inspected by the S.D.O.

GENERAL SECRETARY. 16 JAN. 1941 368

SECOND MEMBER OF COUNCIL. -1 JAN 41 No. 6768

OFFICE OF THE SECOND MEMBER OF COUNCIL. 1941 No. 6929

4) Submitted. The amount at the credit of the fund is Rs 606-5-9 for orders of the whether amount or a moiety only should be paid

Sd

2nd Member) 21/1

NOTE—Contn. Sheet

Interest on the
Matt, Champadihalli,

File No. 23 1026 of 1940. General and Secretariat

Serial No.

Draft called
for
23/1/41 GS

M. C. 13]

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

No. C. 12/40-41.

Encl. One File.

Bangalore, ...28th.....December..... *1940*.

Agg 237-40-1-5

From

RUKN-UL-MULK
S. ABDUL WAJID, B.A.,
Muzrai Commissioner in Mysore.

GENL. & REV. SECRETARIAT
3 JAN 1941
992
MUZRAI BRANCH

To

A.....APPAJI GOWDA, ESQ.....B.A.(HONS.),
Secretary to the Government of His Highness
the Maharaja of Mysore,
..... General ... *Department.*

SIR,

Prayer of Sri Chennaveeraswamy of Sivachar Mutt at Chengadanalli, Nanjarabad Taluk, for payment of entire interest on the deposit of Rs.2000/- made by the previous Swamiji.

---:---

I have the honour to forward herewith a copy of letter No.C. 386/40 dated 22nd November 1940 received from the Deputy Commissioner Hassan District, regarding the request of Sri Chennaveeraswamy of Sivachar Mutt at Chengadinalli, Nanjarabad Taluk, for payment of the entire interest on the deposit of Rs.2,000/- made by the previous Swamiji which is invested in 3½ percent Government of India Promissory Loan of 1865, and to state that the facts of the case are explained in the Deputy Commissioner's letter.

2) The annual interest that realised on the deposit of Rs.2000 amounts to Rs.68/- after allowing commission, etc., due for issue of Trust Interest Warrants from the Comptroller's Office. The Sri Swamiji has represented to me personally that (1) the Government dues on all the lands of the Mutt including those purchased subsequent to 1830, may be adjusted out of the interest on the deposit and the balance paid to him as the Mutt has not got sufficient income to meet the Nityakatle and Neichukatle services therein, and (2) that the balance now remaining to the credit of the Mutt may also be paid for effecting repairs to the Mutt building. The kandayam on the lands then held at the time of Government Order of 1830 was Rs.32/- and of The Swamiji represents that the present assessment is about Rs.40-[illegible]

due to addition of two more lands purchased to the Mutt subsequently.

3) As per Government Order No.6151-2/176 dated 28th August 1890 and the instructions conveyed in letter No.R.7263/I.R.160-09-3 dated 26th January 1916 from the Secretary to Government addressed to the Revenue Commissioner, the surplus interest, after adjusting the assessment on lands then held by the Mutt, should be included in the corpus of the fund to meet the increased demand, if any, consequent on a resettlement.

4) The Mutt has poor resources for meeting its charges. The surplus interest amount is asked for, for a similar object of the deposit namely to adjust the Kandayam on other lands of the Mutt, and the amount available now is asked for, for repairing the building of the Mutt which is stated to be in a dilapidated condition.

5) I request that sanction of Government may kindly be obtained to both the requests of the Sri Swamiji as a Special Case.

6) The previous records are sent herewith.

I have the honour to be,

Sir,

Your most obedient servant,

Abdul Wajid.

Puzrai Commissioner.

BR.

From

The Deputy Commissioner,
[illegible] District.

To

[illegible]
[illegible].

Dated [illegible].
Despatched
Received
General No.
No. [illegible].

Enclosure No.

Sir,

With reference to [illegible] I have the honour to submit herewith report the petition of [illegible] in the matter of [illegible] endowment of Rs. [illegible] by the previous survey, and to request to forward herewith the connected records [illegible] with his opinion [illegible] thereon as follows:-

[illegible] survey the province [illegible] year Rs. [illegible] to invest the same in [illegible] Government Paper, and that accordingly [illegible] report [illegible] is to be credited. [illegible] pleased to order the investment of the said amount in [illegible] securities in the name of the Commissioner of the Division to draw the interest on behalf of [illegible] and to credit the same to the said [illegible] carried to the credit of the said [illegible] ment. (Vide G. O. No. [illegible] dated [illegible]).

On the complaint of one [illegible] non-adjustment of [illegible] on the [illegible] interest accruing on it is invested, [illegible]

No.R.7263 L.R.100-09-3 dated 26-1-10 (Flag C) were pleased to order the transfer of the proceeds from the Deputy Commissioner's custody to the Comptroller for regular payment of half yearly interest and further made it clear that the money invested cannot be returned as it is a permanent trust with Government for the payment of assessment on the lands then held by the Mutt and that no portion of the interest should be adjusted towards the assessment of other lands that may have since been acquired by the Mutt.

On a further representation of Sri Channaveerasamy, the priest of Mutt to this office in the year 1909 praying for the payment of the entire interest on the endowment held by the previous Swamy of the Mutt, endorsement was issued to him rejecting his prayer on the grounds of the orders of Government as explained in paras 1 and 2 above (Vide Flag C) 141

The half yearly interest is being received through T.O.Os from the Comptroller and the amount is being credited to the pass book account of the institution. The Amildar reports that as per G.O. of 1890, the assessment viz., 2/- due on lands belonging to the Mutt existing at the time of acceptance of the endowment is being adjusted regularly every year and the balance of interest is being credited to the institution fund which has amounted to Rs.800-5-0 at present. The Amildar further reports that there is a sum of Rs.48-12-0 being land revenue due on other lands of the Mutt outside the recovery for the year 1939-40 and that the Swami urges its adjustment out of the balance available at the credit of the Mutt the orders of Government are very specific in the matter.

The petition received with your memo under reply is herewith returned.

I have the honor to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Hassan District.

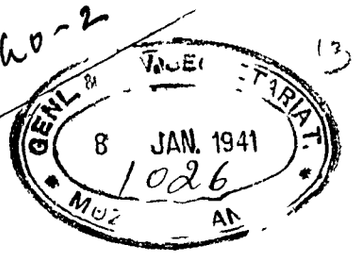
Halli mutt,

Manjarabad Taluk,

Hassan District

6384/
7.1.4

Mutt SR 8/1 Mug. 237-40-2



13

MEMO OF REPRESENTATION:

1. One of the predecessors of the Petitioner deposited a sum of Rs.2,000/- with the Government with a view to see that the land revenue of the properties belonging to the Mutt might be met from time to time from the annual interest accrued on the deposit. This has been accepted by the Government in G. O. No. Fl. 6151-2-176 dated 28-8-1890.

2. Accordingly, the interest had been being adjusted towards the tax payable by the Mutt, the balance of interest being paid to the Mutt authorities annually.

6384 7.1.41

8/1

8/1

3. But though the intention of the deposit was to reap the full benefit of the interest, an Order has been passed in 1916 restricting the adjustment of the above said interest to the actual amount required towards revenue tax only in respect of 7 items of lands that were owned by the Mutt at the time of deposit of the amount and funding the balance of interest for purposes of utilising it when the Revenue assessment changes at the time of Re-survey. It is unjust to deny the full benefit of the interest to the Mutt.

The interest should be utilised for meeting the full amount of annual revenue payable on all the lands of the Mutt from time to time. There need be no fund formed for the purpose since there will always be the Mutt authorities to pay in cash any balance over and above the interest. At any time, the excess taxes, if any, cannot be irrecoverable there will be the properties to proceed against.

The Mutt is also very badly in need of financial aid at present.

All the facts were represented to the Revenue Commissioner in person who was pleased to assure the petitioner that a recommendation would be made to Govermment and modified orders obtained. The petitioner now understands that the question has been referred to Government for orders.

The petitioner requests therefore that justice may be shown by passing favourable orders to the following effect:--

1. Interest on the above said deposit should be adjusted for meeting the revenue payable annually on all the lands of the Mutt from time to time.

2. The balance of interest, if any, after adjustment as above should be paid to the Mutt authorities every year.

3. The balance of the amount of interest which has been funded so far should be paid to the Mutt immediately, as it is required for improvements.

4. The Mutt authorities should be furnished with statements of accounts in respect of the interest annually.

The petitioner prays that the above requests as also recommended by the Revenue commissioner may kindly be sanctioned early.

ಚಿಕ್ಕಚಂದಗದಹಳ್ಳಿ ಮಠ

CHIKKA CHANDAGADAHALLI MUTT,
Chandgadahalli,
Hanjarabad Taluq,
HASSAN DISTRICT.

Bangalore,
Dated 7th Jan. 1941.

Proceedings of the Govt. of His Highness
the Maharaja of Mysore.

Read:-

Letter No.581 dated 20th February 1890, from the Deputy Commissioner, Hassan District, submitting for orders an application from Chennaveeraswamy of Chengadahally Sivachar Matt in the Manjarabad Taluk, proposing to invest Rs.2,000/- in the name of any Government Officer, the interest accruing therefrom to be utilised in paying the Government demands on certain lands held by the matt.

Read also :- Letter No.2073 dated the 19th August 1890 from the Comptroller of Mysore submitting his opinion on the application .

Order thereon No.6151-2/176 of 28th August 1890.

The amount may be invested through the Comptroller, in Government of India Securities, in the name of the Deputy Commissioner of the District for the time being who as trustee on behalf of the Priest of the matt will draw the interest annually and appropriate the same towards the payment of the assessment due to Government. The surplus if any will be carried to the credit of the same fund to meet any future revision of assessment.

(Sd) T. Ananda Rao
Chief Secretary

To
The D.C. Hassan &c
The Comptroller &c
COPY for info

GS 271/41

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read :—

Government Order No.6151-2/176 dated 28th August 1900 directing that the sum of Rs.2,000/- given by Sri Channaveeraswami of Changadahalli Sivachar Mutt in the Nanjarabad Taluk be invested in the Government of India Securities, the interest accruing annually therefrom being appropriated towards the payment of assessment due to Government on the lands of the Mutt, the surplus, if any, being carried to the credit of the fund to meet any future revision of assessment.

2. Letter No.A.7263/T.P.160-09-3 dated 29th January, 1910 to the Revenue Commissioner stating that the interest on the amount invested in pursuance of the Government Order dated 28th August 1900 read above was intended solely for the payment of the assessment on lands then held by the Mutt and that any excess remaining over any such adjusiment should be invested and included in the corpus of the fund to meet the increased demand, if any, consequent on a resettlement.

3. Letter No.I.C.2/40-41 dated 28th December 1940 from the Huzrai Commissioner in Mysore recommending that in the circumstance explained therein, the entire surplus interest on the deposit amount may be paid to the present Swamiji of the Mutt etc.,

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Order No. 1996-7/Mug. 237-40-3

Dated, Bangalore, 28th January 1941.

It is reported that the annual interest realised on the deposit of Rs.2,000 amounts to Rs.68 (Rs.Sixty eight only) after allowing commission etc., due for the issue of Govt. Interest

Warrants from the Comptroller's office. In the orders read above this interest has been ordered to be utilised solely for the payment of the assessment on lands held by the Mutt at the time of the investment, the excess, if any, being invested and included in the corpus of the fund to meet future increased assessment consequent on resettlement. The present Swami of the Mutt has represented that the Mutt has not got sufficient funds to meet its current expenses and that the building is in a dilapidated condition and has prayed that the Government Orders read above may be modified so as to permit of the interest being utilised for meeting the assessment on all the lands of the Mutt including those acquired subsequent to the founding of the endowment and that the entire accumulated surplus interest on the deposit amount may be paid to him.

2. The Muzrai Commissioner in the above circumstances, has requested sanction to to the following proposals :-

1) that the interest on the endowment may be permitted to be utilised for payment of kandayam on all lands held by the Mutt from time to time and not merely on the lands which the Mutt possessed in 1890 and

2) that the balance which has accumulated and which is now in deposit may be given to the Swami for repairing the Mutt building which is stated to be in a dilapidated condition.

3. The first of the above proposals is sanctioned.

4. Regarding the second proposal, Government observe that the request is strictly not in order, but as it is reported that the financial condition of the Mutt is bad and the building is in a dilapidated condition, Government consider that some concession may be shown and are pleased to direct that a moiety of the amount in deposit i.e., Rs.303 be paid as a special case to the Swamigal

after the execution ~~of the~~ of repairs and the inspection of the same by the Sub Division Officer.

General Secretary to Government.

To

The Kuzrai Commissioner returning the file,

The Revenue Commissioner in Mysore,

The Deputy Commissioner, Hassan,

The Comptroller to Government.

SUBJECT ..... 5 Usps

.....

.....

Clean Draft

Diary No. of letter replied to 1026

Section Mutt.

File No. 237-60

Serial No. 3

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 28/1/61 193 .

Signed by ..... Asst Sec to Govt

(Typed copy placed below for reference)

Read P.O no 615T-2/1768 dt 28-8-1890 directing that the sum of Rs 2,000/- given by Sri Channaveeraswamy of Channadahalli Swachar Mutt in the Manjarabad to be invested in the Post ~~Order thereon. No.~~ of India Securities, the interest accruing annually therefrom being appropriated towards the payment of assessment due to Govt on the lands of the Mutt, the surplus, if carried to the

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

of the fund to meet any future
revision of assessment
2/ Letter no R. 7263/LR
160-09-3 of 26-1-1916 to
the Revenue commissioner
stating that the interest on
the amount invested in
pursuance of the GO of 28-8-1890
read above was intended
solely for the payment of the
assessment on lands then
held by the Mutt and that
any excess remaining over
any such adjustment should
be invested & included in the
corpus of the fund to meet the
increased demand, if any,
consequent on a resettlement.
3/ Letter no P.C 2/40-41 of
8-12-40 from the Mysore
commissioner and Mysore
recommending that in the

List of Enclosure

Copied by

Examined by

WD 0158—GPB—15 000—13-8-34

circumstances.

R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

circumstances explained therein, the entire surplus interest on the deposit amount may be paid to the present nearest of kin of the deceased.

Order No 1994-7

It is reported that the annual interest realised on the deposit of Rs 2000 amounts to Rs 68 (Rupees sixty eight only) after allowing Commission etc due ~~to~~ ~~from~~ the issue of Trust Interest warrants from the Comptroller's office.

In the circumstances read above, this interest has now decided to be utilised solely for the payment of the assessment on lands held by the deceased at the time of the investment, the excess, if any, being invested & written

WD 0282—GPB— 22,500—14-3-38

in the corpus of the fund
to meet future increased
assessment consequent
on resettlement. The present
Swami of the Mutt has represented
that the Mutt has not got
sufficient funds to meet
its current expenses & that
the building is in a dilapidated
condition & has prayed that
in lieu the road above may be
modified so as to provide for a
portion of the interest being ~~ordered~~ utilised
to meet the assessment on
all the lands of the Mutt
including those acquired
subsequent to the ~~payment~~ endowment fund into
the deposit and the
entire surplus interest on
the deposit amount being ~~may~~ may be
paid to him.

The Mysore Govt on the
above circumstances has
~~rejected~~ requested sanction

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

to the following proposals

1/ that the interest on the endowment may be permitted to be utilised for payment of kanbayam on all lands, both dry & wet belonging to the Mutt & not merely on the lands which the Mutt possessed in 1890, and

2/ that the balance which has accumulated & which is said in future may be given to Swamiji for repairing the Mutt building which is stated to be in a dilapidated condition.

The first of the above proposals is sanctioned.

Regarding the second proposal I must observe that the request is strictly not in order, as it is reported that the financial condition of the Mutt is bad and the

WD 0282—GPB- 22,500—14-3-38

building is in a dilapidated
condition, & it is considered
that some concession in the assessment
necessary & are pleased
to direct that a proper (G.O. No 302)
amount of
Rent of premises be paid
as a special case to the
Municipality after the execution
of repairs
~~after work~~ & the inspection
of the same by the [illegible]

Ur. 25/1/41

I understand

In this regard Comr returning the file.

" Revenue Comr.

" Dy. Comr.

" Completion report

OR
5/1